IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELLATE SIDE

CRIMINAL WRIT PETITION NO. 1471 OF 2002

Smt. Rekha Nana Bansode & Anr. .. Petitioners

Vs.

Nana Kisan Bansode & Anr. .. Respondents

Shri Niranjan P. Shimpi for the Petitioners.

Shri Ganesh Gole for Respondent No. 1.

Shri A.S. Shitole, APP for State.

CORAM: S.K. SHAH, J.

DATE : 18th April, 2006.

P.C.

By this petition the Petitioners challenge the order passed by the Learned III Additional Sessions Judge, Nashik, whereby the Revision was allowed and the Appellant was directed to pay Rs. 1000/- per month to his wife and Rs. 750/- per month for his daughter as maintenance from the date of filing of the application i.e. 11/8/1999. This order came to be passed by the Session Judge, Nashik on the counsel appearing for the Petitioner (Respondent No. 2) giving no objection for the proposal given by the Respondent. In the circumstances I do not find any merit in the Petition. The aforesaid order was passed on 17/7/2002. If the Applicant has ground for making application for enhancement the same can be done now.

Learned Counsel for the Petitioners state that on the last occasion this court had directed Respondent to take instructions as to whether the amount of arrears as per the order passed in Revision was paid or not. But the learned counsel for Petitioner submit that he does not have any

instructions. However he has made it clear today that the Respondent would pay the amount. The Respondent No. 1 is directed to pay the amount of maintenance at the rate fixed by the III Additional Sessions Judge, Nashik. He shall pay the entire arrears within a period of 8 weeks from today. Application stands disposed of.

(S. K. SHAH, J)